

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-SECOND LEGISLATURE

OF THE

STATE OF MAINE.

1885.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
February 18, 1840, and March 16, 1842.

AUGUSTA :
SPRAGUE & SON, PRINTERS TO THE STATE.
1885.

PUBLIC LAWS
OF THE
STATE OF MAINE.

1885.

Chapter 260.

An Act to repeal those portions of the thirty-first section of chapter forty of the Revised Statutes relating to Nequasset stream in Woolwich, and Cobscook or Orange river in Whiting.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

So much of section thirty-one of chapter forty of the revised statutes, as relates to Nequasset stream in Woolwich, and Cobscook or Orange river in Whiting, is hereby repealed and the fisheries and rights of fishery in said waters are hereby made subject to and protected by the general provisions of the revised statutes relating to migratory fishes and inland fisheries.

Sec. 31 of ch. 40 of the R. S. amended.

Nequasset stream and Orange river made subject to general provisions relating to migratory fish.

Approved February 11, 1885.

Chapter 261.

An Act to amend section seventeen of chapter forty of the Revised Statutes, relating to Migratory Fish.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Section seventeen of chapter forty of the revised statutes is hereby amended as follows: After the word "herring" in the first line of said section, insert the word 'shad.' Strike out the word "two" in the fourth line and in its place insert the word 'three.' Strike out the word "said," in the sixth line, and in its place insert the word 'any.' After the words "or seines," in the sixth line, insert the words 'employed in such unlawful fishing.' Strike out the word "one" in the sixth line and in its place insert 'three.' Strike out the word "three" in the seventh line, and in its place insert 'five.' After the word "depth," in the fifteenth line, insert the words 'and a net for meshing shad of not more than seventy-five meshes in depth,' so that said section as amended shall read as follows :

Sec. 17, ch. 40 of the R. S. amended.

'SECT. 17. The taking of mackerel, herring, shad, porgies, or menhaden, and the fishing therefor by the use of purse and drag seines is prohibited in all small bays, inlets,

Taking or fishing for mackerel, herring and porgies with seines, prohibited in certain waters.

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harbors, or rivers, where any entrance to the same, or any part thereof from land to land, is not more than three nautical miles in width, under a penalty upon the master or person in charge of such seines, or upon the owners of any vessel or seines employed in such unlawful fishing, of not less than three hundred, nor more than five hundred dollars, to be recovered by indictment, or action of debt; one-fourth of the penalty to the complainant or prosecutor, and three-fourths to the county in which the proceedings are commenced; and there shall be a lien upon the vessels, steamers, boats, and apparatus used in such unlawful pursuit until said penalty, with costs of prosecution, is paid; but a net for meshing mackerel, or porgies, of not more than one hundred meshes in depth, and a net for meshing herring, of not more than one hundred and seventy meshes in depth, and a net for meshing shad, of not more than seventy-five meshes in depth, shall not be deemed a seine.'

—penalties, how recovered and for whose benefit.

—lien upon vessels, etc.

—seine defined.

Approved February 11, 1885.

Chapter 262.

An Act to provide for notice of special legislation for Protection of Fish.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Protection of fish by special legislation to be published by posting notices on banks of protected waters.

Manner of posting.

Style and size of letters, etc.

SECT. 1. It shall be the duty of all persons that are or may be benefited by legislation, other than the general statutes, for the protection of fish in any waters of this state, to publish such protection by posting and maintaining notices, as hereinafter provided. Said notices shall be placed on the banks or shores of such protected waters, not more than ten feet and not less than six feet above the ground, in a conspicuous position; and if on running water, such notices shall be not more than one-half mile apart on the banks of such waters; and if on a pond or lake, not more than one mile apart on the shores of such pond or lake.

SECT. 2. Said notices shall be painted on wood in black roman letters not less than two inches in length and not less than one-half inch in breadth, so that such letters shall be plainly legible, and such notices shall state the number of the